

**General Civil and Domestic Relations Case Filing Information Form**☒ Superior or ☐ State Court of Gwinnett Superior Court County**For Clerk Use Only**Date Filed \_\_\_\_\_  
MM-DD-YYYYCase Number 22-A-10891-1**Plaintiff(s)**

FOUR SEASONS TRUCKING, INC.

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

**Defendant(s)**

GRANGE MUTUAL CASUALTY COMPANY

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Plaintiff's Attorney John V KuruvillaState Bar Number 903278Self-Represented ☐

Check one case type and one sub-type in the same box (if a sub-type applies):

**General Civil Cases**

- ☐ Automobile Tort  
☐ Civil Appeal  
☐ Contempt/Modification/Other Post-Judgment  
☐ Contract  
☐ Garnishment  
☐ General Tort  
☐ Habeas Corpus  
☐ Injunction/Mandamus/Other Writ  
☐ Landlord/Tenant  
☐ Medical Malpractice Tort  
☐ Product Liability Tort  
☐ Real Property  
☐ Restraining Petition  
☒ Other General Civil

**Domestic Relations Cases**

- ☐ Adoption  
☐ Contempt  
☐ Non-payment of child support, medical support, or alimony  
☐ Dissolution/Divorce/Separate Maintenance/Alimony  
☐ Family Violence Petition  
☐ Modification  
☐ Custody/Parenting Time/Visitation  
☐ Paternity/Legitimation  
☐ Support – IV-D  
☐ Support – Private (non-IV-D)  
☐ Other Domestic Relations

- ☐ Check if the action is related to another action pending or previously pending in this court involving some or all of the same: parties, subject matter, or factual issues. If so, provide a case number for each.

Case Number \_\_\_\_\_

Case Number \_\_\_\_\_

- ☒ I hereby certify that the documents in this filing, including attachments and exhibits, satisfy the requirements for redaction of personal or confidential information in OCGA § 9-11-7.1.

- ☐ Is a foreign language or sign-language interpreter needed in this case? If so, provide the language(s) required.

Language(s) Required \_\_\_\_\_

- ☐ Do you or your client need any disability accommodations? If so, please describe the accommodation request.

## General Civil and Domestic Relations Case Filing Information Form

☒ Superior or ☐ State Court of GWINNETT County

For Clerk Use Only

22-A-10891-1

Date Filed \_\_\_\_\_  
MM-DD-YYYY

Case Number \_\_\_\_\_

Plaintiff(s)

FOUR SEASONS

Last First Middle I. Suffix Prefix

TRUCKING, INC.

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Defendant(s)

GRANGE MUTUAL

Last First Middle I. Suffix Prefix

CASUALTY

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Plaintiff's Attorney \_\_\_\_\_ State Bar Number \_\_\_\_\_ Self-Represented ☐

Check one case type and one sub-type in the same box (if a sub-type applies):

## General Civil Cases

- ☐ Automobile Tort  
☐ Civil Appeal  
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☐ Non-payment of child support, medical support, or alimony  
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☐ Family Violence Petition  
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Case Number

Case Number

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Language(s) Required

- ☐ Do you or your client need any disability accommodations? If so, please describe the accommodation request.

**IN THE SUPERIOR COURT OF GWINNETT COUNTY  
STATE OF GEORGIA**

**FOUR SEASON TRUCKING,  
INC.,**

Civil Action No. 22-A-10891-1

## COMPLAINT

COMES NOW, plaintiff Four Seasons Trucking, Inc. (sometimes hereinafter “Plaintiff”), and files its Complaint, showing the Court as follows.

1.

Plaintiff Four Seasons Trucking, Inc. is a domestic corporation, and may be contacted by and through counsel of record.

2.

Defendant Grange Mutual Casualty Company (sometimes hereinafter “Grange”) is an out of state insurer that has provided insurance coverage for the Plaintiff in a lawsuit currently pending in the State Court of DeKalb County in which the Plaintiff is a defendant. Grange may be served by and through its

registered agent, Linda Banks, located at 289 S. Culver Street, Lawrenceville, GA 30046.

3.

Venue is proper, as defendant resides in Gwinnett County.

4.

Personal jurisdiction is proper, as Grange transacts business in this state.

5.

Subject matter jurisdiction is proper, as this Court is the court of general jurisdiction.

### **Count I – Declaratory Judgment Relief**

6.

Plaintiff re-alleges and incorporates herein by reference the allegations of paragraph one through five of its Complaint.

7.

Plaintiff is currently a defendant in a personal injury lawsuit that is pending in the State Court of DeKalb County, styled Terri Slaughter v. Mark T. Lucas and Four Seasons Trucking, Inc., Civil Action No. 20A79267 (hereinafter “DeKalb Lawsuit”).

8.

This lawsuit arises out of an October 12, 2015 accident that occurred while Plaintiff's employee was operating his vehicle on behalf of plaintiff Four Seasons Trucking, Inc.

9.

Plaintiff claimed insurance coverage for this accident pursuant to Four Seasons Trucking, Inc.'s insurance policy with Grange, Policy Period 3/16/2015 – 3/16/2016, Policy Number CPP 2619526-06 (hereinafter "Trucking Policy"), and pursuant to Four Seasons Trucking & Grading, Inc.'s insurance policy with Grange, Policy Period 10/15/2014 – 10/15/2015, Policy Number CPP 2623822-05 (hereinafter "Grading Policy").

10.

Grange reserved the right to deny coverage, and filed a declaratory judgment in the Northern District of Georgia, Atlanta Division, Civil Action No. 1:16-cv-03058-SCJ, in which Grange, on summary judgment, requested that all insurance coverage for the October 12, 2015 incident be denied.

11.

On February 20, 2018, the District Court for the Northern District of Georgia entered an Order in which it ruled that there was coverage for the October 12, 2015 accident under Four Seasons Trucking & Grading, Inc.'s policy.

12.

Following the District Court's February 20, 2018 Order, Grange continued to defend Four Seasons Trucking, Inc. in the DeKalb Lawsuit.

13.

On April 19, 2021, Grange notified Four Seasons Trucking, Inc. that it would not continue to defend Four Seasons Trucking, Inc. in the DeKalb Lawsuit.

14.

Subsequently, as a result of Grange's decision to not continue to defend Four Seasons Trucking, Inc., the law firm retained by Grange to defend Four Seasons Trucking, Inc. in the DeKalb Lawsuit moved to withdraw from the DeKalb Lawsuit.

15.

As a result of Grange's decision to not continue to defend Four Seasons Trucking, Inc. in the DeKalb Lawsuit, and the resulting, pending withdrawal in the DeKalb Lawsuit of counsel that had been retained by Grange to defend Four Seasons Trucking, Inc., there exists a substantial and actual controversy as to the rights, duties, and obligations of Grange Mutual Casualty Company.

16.

Because the question of whether Grange has a duty to continue to defend Four Seasons Trucking, Inc. in the DeKalb Lawsuit is in dispute, Four Seasons Trucking, Inc. is in a position of insecurity and uncertainty.

17.

Pursuant to the Declaratory Judgment Act, plaintiff Four Seasons Trucking, Inc. seeks a ruling of the Court adjudicating Grange's rights, duties, and obligations to protect Four Seasons Trucking, Inc. from the risk of taking undirected action.

WHEREFORE, Four Seasons Trucking, Inc. prays as follows:

- a) That the Court enter a declaratory judgment declaring the rights, duties, and obligations of defendant Grange Mutual Casualty Company;
- b) That the Court enter an Order staying the DeKalb Lawsuit pending final resolution of the relief sought in this declaratory judgment action;
- c) That plaintiff Four Seasons Trucking, Inc. have a trial by jury; and
- d) That plaintiff Four Seasons Trucking, Inc. be awarded all other relief that this Court may deem just and proper.

This 23<sup>rd</sup> day of December, 2022.

**KURUVILLA LAW FIRM, P.C.**

/s/ John V. Kuruvilla

---

John V. Kuruvilla  
Georgia Bar No. 903278  
Counsel for plaintiff Four Seasons Trucking,  
Inc.

Tower Place 100  
3340 Peachtree Road, Suite 1800  
Atlanta, GA 30326  
Telephone: (404) 814-0545  
Facsimile: (404) 814-5965  
E-Mail: [jvk@kuruvillalaw.com](mailto:jvk@kuruvillalaw.com)



IN THE SUPERIOR COURT OF GWINNETT COUNTY

STATE OF GEORGIA

FOUR SEASONS  
TRUCKING, INC.

CIVIL ACTION 22-A-10891-1  
NUMBER: \_\_\_\_\_

PLAINTIFF

VS.

GRANGE  
MUTUAL  
CASUALTY  
COMPANY DEFENDANT

SUMMONS

TO THE ABOVE NAMED DEFENDANT:

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, 27th day of December, 2022 Tiana P. Garner

Richard T. Alexander, Jr.,  
Clerk of Superior Court

Calah Everett  
Deputy Clerk

INSTRUCTIONS: Attach addendum sheet for additional parties if needed, make notation on this sheet if addendum sheet is used.

SC-1 Rev. 2011

John V. Kuruvilla

KURUVILLA LAW FIRM, P.C.  
Tower Place 100  
3340 Peachtree Road  
Suite 1800  
Atlanta, Georgia 30326

Civil Action No. 22-A-10891Date Filed 12/27/22(Submitted for filing)  
on 12/23/22

Attorney's Address

John V. Kuruvilla  
3340 Peachtree Rd.  
Suite 1800  
Atlanta GA 30326

Name and Address of party to be served.

GRANGE MUTUAL CASUALTY  
COMPANY, by and throughregistered agent, LindaBanks, 2589 S. Culver StreetLawrenceville, GA

Sheriff's Entry Of Service

Magistrate Court ☐Superior Court ☒State Court ☐

Georgia, Gwinnett County

FOUR SEASONS  
TRUCKING, INC.

Plaintiff

GRANGE<sup>VS.</sup> MUTUAL  
CASUALTY COMPANY

Defendant

RECEIVED

2022 DEC 27 PM 3:07

CIVIL DIV.  
G.S.O.Personal ☐

I have this day served the defendant \_\_\_\_\_ personally with a copy of the within action and summons.

Notorious ☐

I have this day served the defendant \_\_\_\_\_ by leaving a copy of the action and summons at his most notorious place of abode in this County.

Delivered same into hands of \_\_\_\_\_ described as follows age, about \_\_\_\_\_ years; weight, about \_\_\_\_\_ pounds; height, about \_\_\_\_\_ feet and \_\_\_\_\_ inches; domiciled at the residence of defendant.

Corporation ☒Served the defendant Grange Mutual Casualty Co. a corporation by leaving a copy of the within action and summons with Jane Richardson (RA) in charge of the office and place of doing business of said Corporation in this County.Tack & Mail ☐

I have this day served the above styled affidavit and summons on the defendant(s) by posting a copy of the same to the door of the premises designated in said affidavit, and on the same day of such posting by depositing a true copy of said summons in the United States Mail, First Class in an envelope properly addressed to the defendant(s) at the address shown in said summons, with adequate postage affixed thereon containing notice to the defendant(s) to answer said summons at the place stated in the summons.

Non Est ☐

Diligent search made and defendant \_\_\_\_\_ not to be found in the jurisdiction of this Court.

This 27 day of Dec, 2022.

3:15pm

Sheriff Docket \_\_\_\_\_ Page \_\_\_\_\_

Lt. Higgins 50541

Deputy

Gwinnett County, Georgia

# Gwinnett County Sheriff's Office

## Cover Sheet



**Sheriff #:** 22040612



**Person Served:** GRANGE MUTUAL CASUALTY COMPANY  
289 SOUTH CULVER STREET  
C/O CSC (LINDA BANKS - RA)  
LAWRENCEVILLE GA 30046  
PHONE:

### Process Information:

Date Received: 12/27/2022

Assigned Zone: 289 S. Culver

Court Case #: 22-A-10891-1

Expiration Date:

Hearing Date:

Paper Types: COMPLAINT

Notes/Alerts:

### Notes:

*served*

General Civil and Domestic Relations Case Filing Information Form

☒ Superior or ☐ State Court of Gwinnett Superior Court County

For Clerk Use Only

Date Filed \_\_\_\_\_  
MM-DD-YYYY

Case Number 22-A-10891-1

Plaintiff(s)

FOUR SEASONS TRUCKING, INC.

Last First Middle I. Suffix Prefix

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Last First Middle I. Suffix Prefix

Defendant(s)

GRANGE MUTUAL CASUALTY COMPANY

Last First Middle I. Suffix Prefix

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Last First Middle I. Suffix Prefix

Plaintiff's Attorney John V Kuruvilla

State Bar Number 903278

Self-Represented ☐

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- ☐ Adoption
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☒ Superior or ☐ State Court of GWINNETT County

For Clerk Use Only

22-A-10891-1

Date Filed \_\_\_\_\_  
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Case Number \_\_\_\_\_

Plaintiff(s)

FOUR SEASONS

Last First Middle I. Suffix Prefix

TRUCKING, INC.

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

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Defendant(s)

GRANGE MUTUAL

Last First Middle I. Suffix Prefix

CASUALTY

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Last First Middle I. Suffix Prefix

Plaintiff's Attorney \_\_\_\_\_ State Bar Number \_\_\_\_\_ Self-Represented ☐

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Case Number

\_\_\_\_\_ Case Number

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\_\_\_\_\_ N/A Language(s) Required

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N/A

**IN THE SUPERIOR COURT OF GWINNETT COUNTY  
STATE OF GEORGIA**

**FOUR SEASON TRUCKING,  
INC.,**

**Plaintiff,**

**V.**

**GRANGE MUTUAL CASUALTY  
COMPANY,**

**Defendant.**

Civil Action No.

22-A-10891-1

## COMPLAINT

COMES NOW, plaintiff Four Seasons Trucking, Inc. (sometimes hereinafter “Plaintiff”), and files its Complaint, showing the Court as follows.

1.

Plaintiff Four Seasons Trucking, Inc. is a domestic corporation, and may be contacted by and through counsel of record.

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Defendant Grange Mutual Casualty Company (sometimes hereinafter “Grange”) is an out of state insurer that has provided insurance coverage for the Plaintiff in a lawsuit currently pending in the State Court of DeKalb County in which the Plaintiff is a defendant. Grange may be served by and through its

registered agent, Linda Banks, located at 289 S. Culver Street, Lawrenceville, GA 30046.

3.

Venue is proper, as defendant resides in Gwinnett County.

4.

Personal jurisdiction is proper, as Grange transacts business in this state.

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### **Count I – Declaratory Judgment Relief**

6.

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17.

Pursuant to the Declaratory Judgment Act, plaintiff Four Seasons Trucking, Inc. seeks a ruling of the Court adjudicating Grange's rights, duties, and obligations to protect Four Seasons Trucking, Inc. from the risk of taking undirected action.

WHEREFORE, Four Seasons Trucking, Inc. prays as follows:

- a) That the Court enter a declaratory judgment declaring the rights, duties, and obligations of defendant Grange Mutual Casualty Company;
- b) That the Court enter an Order staying the DeKalb Lawsuit pending final resolution of the relief sought in this declaratory judgment action;
- c) That plaintiff Four Seasons Trucking, Inc. have a trial by jury; and
- d) That plaintiff Four Seasons Trucking, Inc. be awarded all other relief that this Court may deem just and proper.

This 23<sup>rd</sup> day of December, 2022.

**KURUVILLA LAW FIRM, P.C.**

/s/ John V. Kuruvilla

---

John V. Kuruvilla  
Georgia Bar No. 903278  
Counsel for plaintiff Four Seasons Trucking,  
Inc.

Tower Place 100  
3340 Peachtree Road, Suite 1800  
Atlanta, GA 30326  
Telephone: (404) 814-0545  
Facsimile: (404) 814-5965  
E-Mail: [jvk@kuruvillalaw.com](mailto:jvk@kuruvillalaw.com)

12/27/2022 1:32 PM  
TIANA P. GARNER, CLERK

IN THE SUPERIOR COURT OF GWINNETT COUNTY

STATE OF GEORGIA

FOUR SEASONS  
TRUCKING, INC.

CIVIL ACTION 22-A-10891-1  
NUMBER: \_\_\_\_\_

PLAINTIFF

VS.

GRANGE  
MUTUAL  
CASUALTY  
COMPANY DEFENDANT

SUMMONS

TO THE ABOVE NAMED DEFENDANT:

You are hereby summoned and required to file with the Clerk of said court and serve upon the Plaintiff's attorney, whose name and address is:

an answer to the complaint which is herewith served upon you, within 30 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, 27th day of December, 2022 Tiana P. Garner

Richard T. Alexander, Jr.,  
Clerk of Superior Court

Calah Everett  
Deputy Clerk

INSTRUCTIONS: Attach addendum sheet for additional parties if needed, make notation on this sheet if addendum sheet is used.

SC-1 Rev. 2011

John V. Kuruvilla

KURUVILLA LAW FIRM, P.C.  
Tower Place 100  
3340 Peachtree Road  
Suite 1800  
Atlanta, Georgia 30326

Civil Action No. 22-A-10891

Date Filed 12/27/22

(Submitted for filing)  
on 12/23/22

Attorney's Address  
John V. Kuruvilla  
3340 Peachtree Rd.  
Suite 1800  
Atlanta GA 30326

Name and Address of party to be served.

GRANGE MUTUAL CASUALTY  
COMPANY, by and through

registered agent, Linda  
Banks, 2569 S. Culver Street  
Lawrenceville, GA 30046

Magistrate Court ☐  
Superior Court ☒  
State Court ☐  
Georgia, Gwinnett County

FOUR SEASONS  
TRUCKING, INC.

Plaintiff

GRANGE<sup>VS.</sup> MUTUAL  
CASUALTY COMPANY

Defendant

RECEIVED  
2022 DEC 27 PM 3:07  
CIVIL DIV.  
G.S.O.

Sheriff's Entry Of Service

Personal ☐

I have this day served the defendant \_\_\_\_\_ personally with a copy of the within action and summons.

Notorious ☐

I have this day served the defendant \_\_\_\_\_ by leaving a copy of the action and summons at his most notorious place of abode in this County.

Delivered same into hands of \_\_\_\_\_ described as follows age, about \_\_\_\_\_ years; weight, about \_\_\_\_\_ pounds; height, about \_\_\_\_\_ feet and \_\_\_\_\_ inches; domiciled at the residence of defendant.

Corporation ☒

Served the defendant Grange Mutual Casualty Co. a corporation by leaving a copy of the within action and summons with Jane Richardson (RA) in charge of the office and place of doing business of said Corporation in this County.

Tack & Mail ☐

I have this day served the above styled affidavit and summons on the defendant(s) by posting a copy of the same to the door of the premises designated in said affidavit, and on the same day of such posting by depositing a true copy of said summons in the United States Mail, First Class in an envelope properly addressed to the defendant(s) at the address shown in said summons, with adequate postage affixed thereon containing notice to the defendant(s) to answer said summons at the place stated in the summons.

Non Est ☐

Diligent search made and defendant \_\_\_\_\_ not to be found in the jurisdiction of this Court.

This 27 day of Dec, 2022.

315pm

Sheriff Docket \_\_\_\_\_ Page \_\_\_\_\_

Lt. Higgins 50541  
Deputy

Gwinnett County, Georgia

# Gwinnett County Sheriff's Office

## Cover Sheet



**Sheriff #:** 22040612



**Person Served:** GRANGE MUTUAL CASUALTY COMPANY  
289 SOUTH CULVER STREET  
C/O CSC (LINDA BANKS - RA)  
LAWRENCEVILLE GA 30046  
PHONE:

### Process Information:

Date Received: 12/27/2022

Assigned Zone: 289 S. Culver

Court Case #: 22-A-10891-1

Expiration Date:

Hearing Date:

Paper Types: COMPLAINT

Notes/Alerts:

### Notes:

*served*